

Amendment No. 8 to SB0502

McNally
Signature of Sponsor

AMEND Senate Bill No. 502*

House Bill No. 507

LEGISLATIVE AMENDMENT

by adding the following new sections immediately following Section 73 and by renumbering the subsequent sections accordingly:

LEGISLATIVE ADJUSTMENTS

SECTION 74.

Item 1. From the appropriation to the FastTrack Infrastructure and Job Training Assistance program in Section 1, Title III-8, Item 8, an amount of \$3,000,000 that is included in the recurring amount identified on page B-352 of the 2013-2014 Budget Document is hereby designated as a non-recurring appropriation.

Item 2. It is the legislative intent that at June 30, 2013, an amount of \$8,000,000 shall revert to the general fund balance from the amount carried forward at June 30, 2012, in the Department of Finance and Administration, Strategic Health-Care Programs, Health-Care Planning and Innovation, for health information technology pursuant to Section 36, Item 14 of Chapter 1029 of the Public Acts of 2012. The provisions of this item shall take effect upon becoming a law, the public welfare requiring it.

DEDICATED SOURCE & EARMARKS & REDUCTIONS

SECTION 75.

Item 1.

(a) From the funds appropriated to the Department of Transportation, there is earmarked a sum sufficient for the sole purpose of funding any general

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bill or resolution, that becomes law, designating an interstate, United States highway or state highway as a memorial highway or as a memorial bridge for certain individuals killed in the line of duty, pursuant to § 54-1-133, that is not otherwise funded in this act.

(b) From the funds appropriated to the Department of Transportation, there is earmarked a sum sufficient for the sole purpose of implementing state-funded signage erected pursuant to Senate Bill 64 / House Bill 1030, if such bill becomes law.

(c) This item shall take effect upon becoming a law, the public welfare requiring it.

Item 2. From funds available to any department, commission, board, agency, or other entity of state government, there is earmarked a sum sufficient to fund any bill or resolution, that becomes law, on which the fiscal note indicates that the cost of implementation of the bill or resolution will be funded within existing appropriations of the entity, within the availability of revenues received by the entity, or within other existing budgetary resources. It is the legislative intent that such funding be earmarked for implementation of any such bills or resolutions in the fiscal year ending June 30, 2013 and in subsequent fiscal years. This item shall take effect upon becoming a law, the public welfare requiring it.

Item 3. From the federal funds available to the Administrative Office of the Courts, there is earmarked the sum of \$200,000 (non-recurring) for the sole purpose of establishing specialized veteran's courts in accordance with the purposes described in

Chapter 943 of the Public Acts of 2012. This appropriation shall be contingent upon sufficient federal funds being available in fiscal year 2013-2014 as determined by the Commissioner of Finance and Administration in consultation with the Director of the Administrative Office of the Courts by November 1, 2013.

Item 4. From the improvement funds appropriated to the Department of Tourist Development, there is earmarked the sum of \$157,500 (non-recurring) to be used for the purposes of web site development, marketing, advertising and other support services for the Tennessee Sesquicentennial Commission.

Item 5. The appropriation made to the Department of General Services in Section 1, Title III-32, of this act is reduced by the sum of \$500,000. Such funding reduction is for the purpose of eliminating funding for the Tennessee Aquarium Ecology Lab grant.

Item 6. The appropriation made to the Department of General Services in Section 1, Title III-32, of this act is reduced by the sum of \$500,000. Such funding reduction is for the purpose of eliminating funding for the Jonesborough Jackson Theatre grant.

LEGISLATIVE INITIATIVES

SECTION 76.

Item 1. In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum sufficient to implement all bills and resolutions having an estimated first year's cost of \$50,000 or less which become law. It is the legislative intent that if such bills and resolutions are otherwise funded by the provisions of this act, then the funds appropriated in this item shall be reduced accordingly.

Item 2. In addition to any other funds appropriated by the provisions of this act, there is hereby appropriated a sum sufficient to cities and counties for the sole purpose of funding the state share of the mandated local cost of implementing the provisions of

any bill imposing a mandatory cost on local governments in excess of \$1,000,000, not otherwise funded in this act. The state share shall be an amount equal to ten percent (10%) of the mandated local cost of implementing each such bill.

Item 3. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$100,000 (recurring) to the Department of Health for the sole purpose of making a grant in such amount to the Crumley House located in Washington County, to be used for the provision of programs and services on behalf of persons suffering from traumatic brain injuries.

Item 4. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$400,000 (recurring) to the Department of Mental Health and Substance Abuse Services for the sole purpose of funding professional counseling services provided by Not Alone, Inc. in three (3) additional regions of Tennessee for veterans and their families who suffer from post-traumatic stress disorder (PTSD).

Item 5. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$1,862,500 (non-recurring) to the Department of Mental Health and Substance Abuse Services for the sole purpose of making grants in the amount of \$372,500 each to five (5) community alcohol and drug services providers of adolescent residential treatment services.

Item 6. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$1,000,000 (non-recurring) to the Department of General Services for the sole purpose of making grants in the amount of \$200,000 each to the four (4) accredited Tennessee zoos and the Tennessee Aquarium, to be used for capital improvement projects.

Item 7. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$400,000 (non-recurring) to Austin Peay State

University to match private and public funds of approximately \$400,000 to be used toward completion of an Animal Science Facility on the APSU Agriculture and Environmental Education Center (AEEC) Farm.

Item 8. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$100,000 (recurring) to the Comptroller of the Treasury for the purpose of higher education policy evaluation. The Comptroller is authorized to establish one (1) full-time position.

Item 9.

(a) In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$52,800 (recurring) to the Tennessee higher education commission for the sole purpose of restoring the base budget reduction in that amount to the commission's budget.

(b) In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$28,800 (recurring) to the Tennessee higher education commission for the sole purpose of restoring the base budget reduction in that amount to the Tennessee student assistance corporation's budget.

Item 10. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$500,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to Meharry Medical College, to be used in support of the Meharry HBCU Wellness Project.

Item 11. In addition to any other funds appropriated by the provisions of this act, there is appropriated from the general fund the sum of \$50,000 (non-recurring) to the Administrative Office of the Courts for the sole purpose of establishing specialized veteran's courts in accordance with the purposes described in Chapter 943 of the Public Acts of 2012.

Item 12. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$150,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the James K. Polk Memorial Association, to be used for renovation and improvement of the James K. Polk Home and surrounding property that has been conveyed to the association.

Item 13. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$250,000 (non-recurring) to the Department of Health for the sole purpose of the vaccine billables project.

Item 14. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$125,000 (non-recurring) to the Department of Education for the sole purpose of allocating such sum as grants in equal amounts to each Tennessee public television station, to be used for equipment, programs and operational expenses.

Item 15. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$829,620, including \$529,500 (recurring) and \$300,120 (non-recurring), to the Tennessee Bureau of Investigation for the sole purpose of additional agents, equipment and associated expenses. The TBI is authorized to establish six (6) full-time positions; it is the legislative intent that two (2) positions be assigned to each grand division.

Item 16. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$603,800 (non-recurring) to the Tennessee Bureau of Investigation for the sole purpose of restoring confidential fund money for drug enforcement and investigation operations.

Item 17. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$750,000 (non-recurring) to the Tennessee Bureau of Investigation (TBI) for the sole purpose of equipment and operational expenses

associated with the bureau's methamphetamine task force. Any funds appropriated by this item shall not revert to the general fund but shall remain available to the TBI until expended for the purpose of methamphetamine clean-up.

Item 18. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$44,200 (of which amount \$37,500 is non-recurring) to the Tennessee Holocaust Commission to be expended as follows:

\$6,700 (recurring) to restore a base funding reduction;

\$12,000 (non-recurring) to print 1,000 additional copies of "Living On", a book and DVD set which chronicles the story of Holocaust survivors and U.S. Army liberators living in Tennessee; and

\$25,500 (non-recurring) to create a new class of teaching fellows to serve as community liaisons.

Item 19. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$10,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to Diggs-Kraus Sickle Cell Center at the Regional Medical Center at Memphis (The MED), to be used for research and services.

Item 20. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$2,000,000 (recurring) to the Department of Intellectual and Developmental Disabilities, to be used for increasing the rate of reimbursement paid to community providers of services for individuals with intellectual and developmental disabilities.

Item 21. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$64,000 (recurring) to the Department of Children's Services for the sole purpose of making grants in amounts of \$2,000 each to the thirty-

two (32) Tennessee Child Advocacy Centers, which coordinate local and state services in the investigation and prosecution of child-abuse cases.

Item 22. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$91,000 (recurring) to the Commission on Children and Youth for the sole purpose of making grants, as follows:

\$1,500 each to the forty-four (44) Court Appointed Special Advocates (CASA) programs located across the state, to be used for program and operational expenses;

\$25,000 to the Tennessee Court Appointed Special Advocates (CASA) Association to maintain current staffing levels.

Item 23. In addition to any other funds appropriated by the provisions of this act, there is appropriated from the general fund the sum of \$875,000 (non-recurring) to the Department of Transportation, to be used to conduct a study concerning the forecasted growth, movement, and heavy volume of freight on all transportation modes in this state, including, but not limited to, the latest data and projections for growth trends in freight movement. The department shall report its findings and recommendations to the transportation and safety committee of the senate and the transportation committee of the house of representatives no later than October 1, 2014.

Item 24. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$500,000 (recurring) to the University of Tennessee Institute for Public Service - Law Enforcement Innovation Center to support technology transfer, management best practices and training for law enforcement agencies.

Item 25. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$225,000 (recurring) to the Comptroller of the Treasury for the sole purpose of restoring three (3) positions for the State Board of Equalization.

Item 26. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$500,000 (non-recurring) to the Department of Human Services for the sole purpose of making a grant in such amount to the Second Harvest Food Bank of Middle Tennessee, to be used for the purpose of purchasing, handling, and transporting food for hunger relief. The Second Harvest Food Bank of Middle Tennessee shall distribute the funds to the five (5) food banks across the state, as follows:

35% to Second Harvest Food Bank of Middle Tennessee;

25% to Memphis Food Bank;

20% to Second Harvest Food Bank of East Tennessee;

10% to Chattanooga Area Food Bank;

10% to Second Harvest Food Bank of Northeast Tennessee.

Item 27. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$50,000 (non-recurring) to the Department of Veterans Affairs for the sole purpose of making a grant in such amount to West Tennessee Veterans Home, Inc., to facilitate the opening of a retirement and nursing home for veterans in West Tennessee.

Item 28. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$125,000 (non-recurring) to the Department of Education for the sole purpose of statewide implementation of career and technical education programming through the Tennessee Alliance of Boys & Girls Clubs.

Item 29. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$150,000 (recurring) to the Department of Health for the sole purpose of making a grant in such amount to St. Jude Hospital in Memphis, to defray, in whole or in part, the expenses of patients and their families who are citizens and residents of Tennessee in traveling to and from St. Jude Hospital. Such payments

shall be administered by the hospital and shall be made on the basis of need. Such patients, or their families, requesting assistance from these funds shall supply such documents supporting need and travel expenses as the hospital may require.

Item 30. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$49,000 (recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to A Secret Safe Place for Newborns of Tennessee, Inc., to be used for operational expenses.

Item 31. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$107,500 (recurring) to the Department of Health for the sole purpose of restoring funding for child health and development (CHAD) services.

Item 32. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$392,500 (recurring) to the Department of Health for the sole purpose of restoring healthy start services.

Item 33. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$150,000 (recurring) to the State Museum for the sole purpose of operational expenses.

Item 34. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$100,000 (recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to Tennessee History for Kids, Inc., to be used for programs, services, and operational expenses.

Item 35. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$95,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the Academy for Youth Empowerment in Shelby County, to be used for programs, services and operational expenses in support of the organization's regional activities.

Item 36. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$100,000 (non-recurring) to the Tennessee Historical Commission for the sole purpose of making a grant in such amount to the Stax Museum in Memphis, to be used for defrayal of operational costs.

Item 37. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$75,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to a Tennessee nonprofit fund supporting services to communities of greatest need to be used for enterprise development week youth economic summits in Nashville, Chattanooga, Knoxville and Memphis.

Item 38. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$62,500 (recurring) to the Department of Veterans Affairs for the sole purpose of establishing and funding one (1) veteran support position.

Item 39. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$248,500 (non-recurring) to the Department of Military for the sole purpose of restoring base funding for the tuition assistance program available to Air Guard personnel.

Item 40. In addition to any other funds appropriated by the provisions of this act there is appropriated the sum of \$450,000 (non-recurring) to the Department of Economic and Community Development for the sole purpose of local planning transition grants. It is the intent of the General Assembly that each of the nine (9) development districts receive \$50,000.

Item 41. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$20,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making grants in equal amounts of \$5,000 each to the four (4) Tennessee National Coalition of 100 Black Women chapters located

in Memphis, Nashville, Chattanooga and Knoxville, to be used for programs and services.

Item 42. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$48,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the YMCA, to be used for the YMCA Community Action Project (Y-CAP) to provide mentoring, tutoring and counseling for at-risk and troubled youth across Tennessee. It is the legislative intent that the department make grants in equal amounts from the sum provided to the YMCA organizations in Memphis, Nashville, Knoxville and Chattanooga.

Item 43. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$50,000 (non-recurring) to the Tennessee Historical Commission for the sole purpose of making a grant in such amount to the Alex Haley House and Museum for programs and operational expenses.

Item 44. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$350,000 (non-recurring) to the Department of General Services for the sole purpose of making a grant in such amount to the Lorraine Civil Rights Museum Foundation to be used for structural improvements at the National Civil Rights Museum.

LANGUAGE AMENDMENTS

SECTION 77.

Item 1. From the funds appropriated to the University of Tennessee System by the provisions of this act, no later than September 1, 2013, the Chancellor of the University of Tennessee at the Knoxville campus is directed to report to the chairs of the finance, ways and means committees of the senate and the house of representatives concerning the planned allocation of student activity fees and other fees collected from students (excluding fees received for housing, meals, and tuition) for the fall semester.

No later than January 15, 2014, the Chancellor shall file a similar report concerning the planned allocation of such fees for the spring semester.

Item 2. From the appropriations made in this act, the State Architect is directed to examine the capital projects that have expended funds on planning, construction plans or both in the ten (10) years immediately preceding the effective date of this act. The examination shall be limited to those projects that have not been canceled or determined to be unnecessary as of the effective date of this act. The State Architect shall compile a list of such projects and submit the list, and any findings and recommendations, to the chairs of the finance, ways and means committees of the senate and house of representatives no later than October 1, 2013. The Building Commission is directed to prioritize the list of projects and submit the list to the governor and chairs of the finance, ways and means committees of the senate and house of representatives no later than January 1, 2014.

HIGHER EDUCATION LOTTERY SCHOLARSHIPS

AND FURTHER AMEND by adding the following new items to Section 52:

Item 6. From the Lottery for Education Account, there is earmarked the sum of \$54,000 for the sole purpose of implementing Senate Bill 538 / House Bill 1055, relative to the classification of home schooled students for purposes of the Tennessee HOPE scholarship, if such bill becomes a law.

Item 7. From the Lottery for Education Account, there is earmarked the sum of \$192,000 for the sole purpose of implementing Senate Bill 36 / House Bill 21, relative to postsecondary financial assistance for students with intellectual disabilities, if such bill becomes a law.

MISCELLANEOUS ADJUSTMENTS

AND FURTHER AMEND in Section 1, Title III-32, by deleting the language "(d) Tennessee Aquarium, located in Hamilton County;".

AND FURTHER AMEND in Section 1, Title III-32, by deleting the language "(f) Town of Jonesborough, located in Washington County;".

AND FURTHER AMEND in Section 49 by adding the following language as a new item:

Item 7.

(a) From the funds appropriated for the Salary Market Adjustment, there is earmarked the sum of \$1,700,000 to provide funding for an additional three percent (3%) salary increase for the survey portion of the commissioned officer pay plan in the Department of Safety and the Tennessee Law Enforcement Training Academy as referenced in Tennessee Code Annotated, Section 4-7-205, effective July 1, 2013. It is the legislative intent that such increase be in addition to the increase provided in Item 2 of this Section.

(b) In addition to the funds appropriated in Section 1, Title III-6, to the Wildlife Resources Agency, there is appropriated from its revenues a sum sufficient to provide an additional three percent (3%) salary increase for the survey portion of the Tennessee Wildlife Resources Agency pay plan effective July 1, 2013. It is the legislative intent that such increase be in addition to the increase provided in Item 2 of this Section.

AND FURTHER AMEND in Section 36, Item 18, by deleting the figure "\$13,275,000" and inserting instead the figure "\$5,275,000".

AND FURTHER AMEND in Section 70 by deleting the following language:

(e) Department of General Services – Civil Rights Museum, a grant to Lorraine Civil Rights Museum Foundation, for structural improvements in the amount of \$1,000,000.

(f) Department of General Services – Jonesborough Jackson Theater grant in the additional amount of \$400,000, making the total appropriated in this act for this purpose \$500,000.

HOUSE KEEPING - TYPOGRAPHICAL CORRECTIONS

AND FURTHER AMEND in Section 6, Item 1, by deleting the language "Office of Information Resources" and by substituting instead the language "Office for Information Resources".

AND FURTHER AMEND in Section 8, Item 7, by deleting the language "2012 Session of the General Assembly" and by substituting instead "2013 Session of the General Assembly".

AND FURTHER AMEND in Section 8, Item 34, by deleting the language "and (d)" and by substituting instead the language "and (c)".

AND FURTHER AMEND in Section 36, Item 66, sub-item (c), by deleting the language "(a)", "(b)", "(c)", and "(d)" and by substituting instead the language "(i)", "(ii)", "(iii)", and "(iv)", respectively.

AND FURTHER AMEND in Section 36, Item 67, by deleting the language "June 30, 2012" wherever it appears and by substituting instead the language "June 30, 2013".

AND FURTHER AMEND in Section 36, Item 76, by deleting the word "part" and substituting instead the word "Part".

AND FURTHER AMEND in Section 49, Item 6, by deleting the language "Public Act of 2011" and by substituting instead the language "Public Acts of 2012".

AND FURTHER AMEND in Section 41, Item 9, by deleting the language "Section 1 and 68" and by substituting instead the language "Section 1 and Section 68".

AND FURTHER AMEND by requesting the Engrossing Clerk to:

- (1) Delete the bold underlined explanatory headings in this amendment; and
- (2) Exclude this paragraph from the engrossed bill.